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By: **Delegates Marriott, Cryor, Healey, Heller, Hubbard, Jones, King, and  
Patterson**

Introduced and read first time: February 13, 2004

Assigned to: Ways and Means

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A BILL ENTITLED

1 AN ACT concerning

2 **Education - Positive Behavioral Interventions and Support Program**

3 FOR the purpose of requiring a county board of education and the Board of School  
4 Commissioners of Baltimore City to require certain elementary schools to  
5 implement a Positive Behavioral Interventions and Support Program under  
6 certain circumstances; defining a certain term; requiring the State Board of  
7 Education to adopt certain regulations; and generally relating to the Positive  
8 Behavioral Interventions and Support Program.

9 BY adding to  
10 Article - Education  
11 Section 7-304.1  
12 Annotated Code of Maryland  
13 (2001 Replacement Volume and 2003 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Education**

17 7-304.1.

18 (A) IN THIS SECTION, "POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT  
19 PROGRAM" MEANS THE RESEARCH-BASED, SYSTEMS APPROACH METHOD ADOPTED  
20 BY THE STATE BOARD TO BUILD CAPACITY AMONG SCHOOL STAFF TO ADOPT AND  
21 SUSTAIN THE USE OF POSITIVE, EFFECTIVE PRACTICES TO CREATE LEARNING  
22 ENVIRONMENTS WHERE TEACHERS CAN TEACH AND STUDENTS CAN LEARN.

23 (B) EACH COUNTY BOARD OF EDUCATION AND THE BOARD OF SCHOOL  
24 COMMISSIONERS OF BALTIMORE CITY SHALL REQUIRE AN ELEMENTARY SCHOOL  
25 THAT HAS A SUSPENSION RATE THAT EXCEEDS 20 PERCENT OF THE ELEMENTARY  
26 SCHOOL'S ENROLLMENT TO IMPLEMENT A POSITIVE BEHAVIORAL INTERVENTIONS  
27 AND SUPPORT PROGRAM.

1 (C) THE STATE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THE  
2 PROVISIONS OF THIS SECTION.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2004.